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Sep 30 2024  
Mark B. Busby  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA, ) NO. CR 24-0412 WBS  
14 Plaintiff, )  
15 v. ) STIPULATION TO EXCLUDE TIME FROM  
16 ELIJAH DOMINGUEZ, ) SEPTEMBER 25, 2024, THROUGH NOVEMBER  
17 Defendant. ) 8, 2024 AND ORDER  
18

19 It is hereby stipulated by and between counsel for the United States and counsel for the  
20 defendant, Elijah Dominguez, that time be excluded under the Speedy Trial Act from September 25,  
21 2024, through November 8, 2024.

22 At the status conference held on September 25, 2024, the government and counsel for the  
23 defendant agreed that time be excluded under the Speedy Trial Act for several reasons. First, the  
24 government noted that, in addition to discovery already produced, it anticipates producing electronic  
25 discovery, which defense counsel will need time to review. Second, the Court ordered that the  
26 defendant undergo a mental competency evaluation under 18 U.S.C. § 4241. Third, the defendant  
27 refused transport for the hearing and was therefore unavailable. For these reasons, and as further stated  
28 on the record at the status conference, the parties stipulate and agree that excluding time until November  
STIPULATION TO EXCLUDE TIME AND ORDER  
Case No. CR

1 8, 2024, will allow for the effective preparation of counsel and the completion of a mental health  
2 evaluation. *See* 18 U.S.C. §§ 3161(h)(1)(A), (7)(B)(iv). The parties also agree that time is excluded due  
3 to the unavailability of the defendant. *See* 18 U.S.C. §§ 3161(h)(3)(A). The parties further stipulate and  
4 agree that the ends of justice served by excluding the time from September 25, 2024, through November  
5 8, 2024, from computation under the Speedy Trial Act outweigh the best interests of the public and the  
6 defendant in a speedy trial. 18 U.S.C. §§ 3161(h)(7)(A), (B)(iv).

7 The undersigned Assistant United States Attorney certifies that she has obtained approval from  
8 counsel for the defendant to file this stipulation and proposed order.

9  
10 IT IS SO STIPULATED.

11 DATED: September 26, 2024

12 \_\_\_\_\_  
13 /s/  
14 SAILAJA M. PAIDIPATY  
15 Assistant United States Attorney

16 DATED: September 26, 2024

17 \_\_\_\_\_  
18 /s/  
19 CHRISTINA SINHA  
20 Counsel for Defendant ELIJAH DOMINGUEZ

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23  
24 ORDER

25 Based upon the facts set forth in the stipulation of the parties and the representations made to the  
26 Court on September 25, 2024, and for good cause shown, the Court finds that failing to exclude the time  
27 from September 25, 2024, through November 8, 2024 would unreasonably deny defense counsel and the  
defendant the reasonable time necessary for effective preparation, taking into account the exercise of  
due diligence and would not allow sufficient time for a mental health evaluation as otherwise ordered by  
the Court during the hearing on September 25, 2024. *See* 18 U.S.C. §§ 3161(h)(1)(A), (7)(B)(iv). Time  
is also excluded based on the defendant's unavailability as established on the record during the hearing.  
*See* 18 U.S.C. § 3161(h)(3)(A).

28 The Court further finds that the ends of justice served by excluding the time from September 25,  
29 2024, to November 8, 2024, from computation under the Speedy Trial Act outweigh the best interests of  
the public and the defendant in a speedy trial.

30 Therefore, and with the consent of the parties, IT IS HEREBY ORDERED that the time from

31 STIPULATION TO EXCLUDE TIME AND ORDER  
32 Case No. CR

33 v. 7/10/2018

1 September 25, 2024, through November 8, 2024, shall be excluded from computation under the Speedy  
2 Trial Act. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

3 IT IS SO ORDERED.

4 Dated: September 30, 2024

  
5 WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE

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